THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

W.P.No. 527 of 1996

Dated : 25.7.2005

Yetigadda Govindappa

.. Petitioner

versus

The District Collector, Kurnool

and 2 others.

.. Respondents

Counsel for the petitioner : Mr.A.CHANDRAIAH NAIDU

Counsel for Respondents : G.P. FOR LAND ACQUISITION

THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

W.P.No. 527 of 1996

ORDER:

This writ petition is filed questioning the notification of the Government proposing to acquire the land of the petitioner and another by dispensing with the enquiry under Section 5-A of the Land Acquisition Act. Since land is proposed to be acquired for providing house sites to the Scheduled Caste Weaker Sections, dispensing with the enquiry under Section 5A in a routine manner and without applying the mind, as held in **Union of India v. Krishan Lal Arneja** and **Union of India v. Deepak Bhardwaj**, is improper.

Hence petition is allowed and the notification impugned is quashed. No costs.

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C.Y.SOMAYAJULU, J

Date: 25.7.2005

DA

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